

UTILITIES SERVICE BOARD MEETING

July 11, 2005

UTILITIES SERVICE BOARD MEETINGS ARE RECORDED ELECTRONICALLY OR STENOGRAPHICALLY AND ARE AVAILABLE DURING REGULAR BUSINESS HOURS IN THE OFFICE OF THE DIRECTOR OF UTILITIES.

Board President Swafford called the regular meeting of the Utilities Service Board to order at 5:00 p.m. The meeting was held in Conference Room 100B at the Indiana University Research Park at 501 North Morton Street in Bloomington, Indiana.

Board members present: Tom Swafford, Tim Henke, Jeff Ehman, Sam Vaught, John Whikehart, and Dick Eherenman. Staff members present: Patrick Murphy, Vickie Renfrow, Steve Saulter, Mike Bengtson, John Langley, Jane Fleig, Tom Staley, and Mike Trexler. Also present: Margaret Fette representing The Libertarian Party of Indiana. (A copy of the sign-up sheet is attached to the minutes.)

MINUTES OF PREVIOUS MEETING:

EHRENMAN MOVED AND EHMAN SECONDED THE MOTION TO APPROVE THE MINUTES OF THE JUNE 27, 2005, MEETING AS PRESENTED. MOTION CARRIED. 6 AYES. 1 MEMBER ABSENT (TOLEN).

Board member Tolen arrived at the meeting at this time.

CLAIMS:

EHRENMAN MOVED AND VAUGHT SECONDED THE MOTION TO APPROVE THE CLAIMS AS FOLLOWS:

CLAIMS 0590861 THROUGH 0590943 INCLUDING \$257,766.89 FROM THE WATER OPERATIONS & MAINTENANCE FUND AND \$734,837.12 FROM THE WATER CONSTRUCTION FUND FOR A TOTAL OF \$992,604.01 FROM THE WATER UTILITY; CLAIMS 0530547 THROUGH 0530594 INCLUDING \$304,745.60 FROM THE WASTEWATER OPERATIONS & MAINTENANCE FUND FOR A TOTAL OF \$304,745.60 FROM THE WASTEWATER UTILITY; AND CLAIMS 0570076 THROUGH 0570079 INCLUDING \$25,722.58 FROM THE WASTEWATER/STORMWATER FUND FOR A TOTAL OF \$25,722.58 FROM THE WASTEWATER/STORMWATER UTILITY. TOTAL CLAIMS APPROVED - \$1,323,072.19. MOTION CARRIED. 7 AYES.

IURC RATE CASE COUNSEL:

Assistant City Attorney Renfrow reported that attorneys who were previously working on this case with another firm were now employed by the Bingham McHale law firm. Ms. Renfrow also reported that the previous contract can be terminated, and a new contract signed with Bingham McHale in order to continue with the attorneys familiar with the case. The estimate of the project with Bingham McHale is \$40,000.00 to \$60,000.00.

Board members Vaught and Henke stated they would like to see reports on the amount for this project and up-to-date reports on the amounts spent as the project proceeds.

HENKE MOVED AND TOLEN SECONDED THE MOTION TO APPROVE THE CONTRACT WITH BINGHAM MCHALE LLP FOR THE IURC RATE CASE COUNSEL. MOTION CARRIED. 7 AYES.

WATER BOND COUNSEL:

Assistant City Attorney Renfrow reported that attorneys who were previously working on this case with another firm were now employed by the Bingham McHale law firm. Ms. Renfrow also reported that the previous contract can be terminated, and a new contract signed with Bingham McHale in order to continue with the attorneys familiar with the case. The estimate of the project with Bingham McHale is \$25,000.00 to \$30,000.00.

HENKE MOVED AND EHMANN SECONDED THE MOTION TO APPROVE THE CONTRACT WITH BINGHAM MCHALE LLP FOR THE WATER BOND COUNSEL. MOTION CARRIED. 7 AYES.

SEWER BOND COUNSEL:

Assistant City Attorney Renfrow reported that attorneys who were previously working on this case with another firm were now employed by the Bingham McHale law firm. Ms. Renfrow also reported that the previous contract can be terminated, and a new contract signed with Bingham McHale in order to continue with the attorneys familiar with the case. The estimate of the project with Bingham McHale is \$25,000.00 to \$30,000.00.

HENKE MOVED AND WHIKEHART SECONDED THE MOTION TO APPROVE THE CONTRACT WITH BINGHAM MCHALE LLP FOR THE SEWER BOND COUNSEL. MOTION CARRIED. 7 AYES.

UTILITIES DEPARTMENT BUDGET FOR 2006:

Board President Swafford stated that the Finance Subcommittee met on Friday, July 8th, to discuss and review the budget for 2006. Mr. Swafford feels that Subcommittee members are pleased with the budget. If Board members do not feel comfortable giving final approval to the budget at this meeting, it can be preliminarily approved and then brought back to another meeting for final approval.

Utilities Director Murphy showed a PowerPoint presentation and explained changes made in the budget from the 2005 budget. (A copy of the PowerPoint presentation is attached to the minutes.) Mr. Murphy also distributed a memorandum explaining changes made in full time employees assigned to each department. (A copy of this memorandum is attached to the minutes.) For 2006, four positions have been removed, five positions have been reassigned, and one and one quarter positions have been added. Mr. Murphy explained changes made in the budget for each department and answered questions from both Board members and members of the general public.

After considerable discussion and review of the 2006 budget, Board members stated they felt comfortable in giving final approval to the budget; therefore, the following motion was presented:

EHRENMAN MOVED AND TOLEN SECONDED THE MOTION TO APPROVE THE UTILITIES DEPARTMENT BUDGET FOR 2006. MOTION CARRIED. 7 AYES.

OLD BUSINESS:

No old business was presented.

NEW BUSINESS:

No new business was presented.

SUBCOMMITTEE REPORTS:

Tom Swafford –

Board President Swafford reported that no further subcommittees met; however, an Administrative Subcommittee meeting is scheduled for Thursday, July 14, 2005, at 9:00 a.m. to consider customer requests.

STAFF REPORTS:

Patrick Murphy –

Utilities Director Murphy presented Board members with a copy of a letter from Ron Walker in the Mayor's Office approving the sewer connection for BioConvergence. (A copy of the letter is attached to the minutes.) Mr. Walker stated that the development met the "demonstrable economic or community development" criterion for wastewater service extension. Utilities Director Murphy stated that he is empowered by Section 24.4.2 of the Rules, Regulations & Standards of Service to approve sewer connections after receiving an approval from the Mayor's Office. Mr. Murphy stated, therefore, that he will be approving the sewer connection for this development.

Utilities Director Murphy further stated that an update report on the Wet Weather Management Program would be presented at the July 25, 2005, meeting.

PETITIONS AND COMMUNICATIONS:

Sam Vaught –

Board member Vaught requested an explanation of how interdepartmental funding and in-lieu-of-taxes amounts are calculated.

ADJOURNMENT:

The meeting was adjourned at 7:04 p.m.

L. Thomas Swafford, President